

REMARKS

Claims 1-9 were pending in the application. Claims 1, 3-6 are being amended. Claim 2 is being canceled. New claims 10, 11 are being added. The language of new claim 10 is based on the language of claim 1 as originally filed. The language of new claim 11 is based on the language of claim 6 as originally filed. There are currently 4 independent claims and 10 claims in total pending in this application.

Priority under 35 U.S.C. § 119

Applicant notes that the Examiner has not acknowledged Applicant's claim for foreign priority under 35 U.S.C. § 119 to Polish Patent Application No. P-357587, filed December 6, 2002. Applicant respectfully requests that the Examiner does so on an updated PTOL-326 form.

IDS

Applicant notes with appreciation that the Examiner has considered the information disclosure statement (IDS) submitted on February 9, 2004.

All outstanding requirements will now be addressed in the order they appear in the Office Action mailed September 11, 2007.

Claims Rejections - 35 USC §102

1-2. Claims 1-5 and 7-9 stand rejected under 35 U.S.C. 102(e) as allegedly being anticipated by Ellis, US 6,766,526.

Applicant has amended claim 1 by specifying that a plurality of groups are assigned to each channel, a preferred group type to be activated is determined, and a group of the preferred type is activated. Support for this amendment can be found in the description of Fig. 3. Applicant has canceled claim 2 solely to expedite the prosecution of the remaining claims.

Ellis discloses a method for switching channels in a receiver, where a channel may have related component channels and upon switching to the channel, the user may press the right arrow to select and switch to one of the component channels (column 8, line 62 – column 9, line 19). However, Ellis proposes only one level of component channels.

In contrast, the present claim 1 defines that a plurality of groups are assigned to each channel. For example, one channel may have a group “News” (of type – genre) and “English” (of type – language) assigned. This allows the user to customize the way the active groups are selected – whether the user is more interested in switching between channels of different genre, or different language. Such solution is neither disclosed nor suggested by Ellis.

Therefore, the Applicant believes that the currently amended claim 1 is not anticipated by Ellis.

Applicant respectfully requests withdrawal of the rejection with respect the claims as amended in view of arguments presented above.

Claims Rejections - 35 USC §103

3-4. Claim 6 stands rejected under 35 U.S.C. 103(a) as allegedly being unpatentable over Ellis in view of Young, US 5,151,789.

Applicant has amended claim 6 by specifying that the next or previous channel belonging to the currently active groups is selected. This amendment has support in description of Fig. 5.

Ellis discloses a method for switching channels where only one group can be selected as active. This allows the user to navigate only within one category of channels.

In contrast, the present claim 6 defines a method for switching channels, where a plurality of groups can be selected as active, which allows the user to increase the number of channels of interest to be selectable by next/previous channel switch commands.

Therefore, the Applicant believes that the currently amended claim 6 is patentable over Ellis in view of Young.

Applicant respectfully requests withdrawal of the rejection with respect to the claims as amended.

CONCLUSION

In view of the foregoing amendments and remarks, Applicant submits that the pending claims are in condition for allowance. Early and favorable reconsideration is respectfully solicited. Should an extension of time be required, Applicant hereby petitions for same and request that the extension fee and any other fee required for timely consideration of this submission only be charged to **Deposit Account No. 503182**.

Customer Number: **33,794**

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Respectfully Submitted,

/Matthias Scholl/

Dr. Matthias Scholl, Esq.
Reg. No. 54,947
Attorney of Record